

Snap-On Business Solutions, Inc.
Attn: Gerald J. Heinz, Corporate Counsel
2801 80th Street
Kenosha, WI 53141-1410

Re: Snap-on Business Solutions, Inc. v. O'Neil & Assoc., Inc.
Your Claim No.: 4353
Our File No.: 008653.00368

Invoice No. 438717

Date: 04/28/10

SUMMARY OF CHARGES

Summary of Time

R. Eric Gaum	REG	\$400/hr	31.80	12,720.00
Amanda H. Wilcox	AHW	\$305/hr	48.40	14,762.00
Phillip G. Eckenrode	PGE	\$195/hr	23.70	4,621.50
Amy L. Allen	AA	\$160/hr	6.90	1,104.00
R. Luke Clossman	RLC	\$160/hr	2.50	400.00
Katharine L. Essex	KLE	\$190/hr	0.30	57.00
Theresa K. Stefanich	TKS	\$160/hr	31.70	5,072.00
Mary Rookard	MR	\$70/hr	0.40	28.00
TOTAL CURRENT FEES				38,764.50

Item	Activity	Total Hrs	Total Fees
L110	Fact Investigation/Development	14.90	\$ 4,450.50
L120	Analysis/Strategy	34.20	10,396.50
L140	Document/File Management	41.10	6,576.00
L160	Settlement/Non-Binding ADR	18.40	7,360.00
L190	Other Case Assessment, Devel/Admin	6.50	2,600.00
L210	Pleadings	20.00	3,900.00
L250	Other Written Motions and Submissions	1.00	195.00
L330	Depositions	0.60	240.00
L340	Expert Discovery	1.60	640.00
L410	Fact Witnesses	2.70	526.50
L430	Written Motions and Submissions	2.90	1,160.00
L440	Other Trial Preparation and Support	1.80	720.00

TOTAL CURRENT FEES: 145.70 \$ 38,764.50

TOTAL CURRENT COSTS: \$ 10,754.26

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CURRENT INVOICE DUE:

\$ 49,518.76

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Date	Professional Services Rendered	By Whom	Code	Hours	Amount
03/03/10	E-mail opposing counsel regarding mediation and discuss with RE Gaum.	0774	L120	0.70	213.50
03/03/10	Discussion with AH Wilcox regarding objections to O'Neil's designated experts and attention to docketing of deadlines related to the same, e-mail to AH Wilcox regarding the same.	0543	L340	0.80	320.00
03/03/10	Discussion with AH Wilcox regarding e-mail to A. Parker, counsel for O'Neil, and settlement counteroffer.	0543	L160	0.20	80.00
03/04/10	Discussion with AH Wilcox regarding upcoming mediation.	0543	L160	0.20	80.00
03/04/10	Discussion with AH Wilcox regarding summary judgment and trial preparation.	0543	L430	0.40	160.00
03/04/10	Draft letter to Judge Gwin notifying the court of Snap-on's Expert Report, burn expert report to compact disc and coordinate with the docket department to hand-deliver and update case calendar with Judge Gwin's standing order on all relevant court dates.	1064	L140	2.50	400.00
03/04/10	Discuss the deadline for objection to experts and case status and strategy with RE Gaum and RL Clossman.	0774	L110	0.50	152.50
03/04/10	Delivery of Package to Judge Gwin's Chambers at United States District Court.	0871	L110	0.40	28.00
03/08/10	Attend to updates on case development.	0712	L140	0.40	64.00
03/09/10	Attend to case file management, organization of documents and update case task list and trial preparation list.	0712	L140	3.20	512.00

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03/09/10	Telephone conference with RE Gaum regarding response to demand and mediation, e-mail expert report on damages to client, review e-mail from opposing counsel, review docketing and trial preparation checklist with TK Stefanich, review declarations filed in support of opposition to motion for summary judgment.	0774	L120	1.40	427.00
03/10/10	Review RE Gaum's e-mail regarding settlement proposal, correspond with RE Gaum and client.	0774	L120	0.40	122.00
03/10/10	Preparation of detailed e-mail to J. Heinz regarding settlement negotiations, damages, and the upcoming mediation.	0543	L160	1.00	400.00
03/10/10	Review of declarations of Snap-on in support of its opposition to O'Neil's motion for summary judgment and discussion with AH Wilcox regarding the same and O'Neil's issue related to copying of the Net Compass software in preparation for mediation.	0543	L160	0.40	160.00
03/11/10	Telephone discussion with J. Heinz and AH Wilcox regarding mediation and discussion with AH Wilcox regarding the same.	0543	L160	1.20	480.00
03/11/10	Prepare for telephone call with client regarding mediation, telephone call with J. Heinz and RE Gaum.	0774	L110	1.20	366.00
03/11/10	Attend to general file maintenance.	0712	L140	1.20	192.00
03/12/10	Review correspondence regarding mediation, research potential mediators and discuss with RE Gaum.	0774	L120	1.20	366.00
03/12/10	Multiple telephone discussions with A. Parker, B. Wilson, and AH Wilcox in order to arrange and schedule mediation.	0543	L160	1.40	560.00

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03/15/10	Review of potential Daubert issues, discussion with PG Eckenrode regarding the same and e-mail to PG Eckenrode regarding the same.	0543	L430	0.60	240.00
03/15/10	Discussion with AH Wilcox regarding outstanding issues related to Snap-on's damage expert report.	0543	L340	0.20	80.00
03/15/10	Discussion with AH Wilcox regarding planning for upcoming mediation.	0543	L160	0.30	120.00
03/15/10	Review RE Gaum correspondence regarding filing motions to exclude, review supplemental production of documents to include any documents provided to damages expert and any additional documents relied upon in summary judgment.	0774	L120	3.30	1,006.50
03/15/10	Attend to prepare documents for supplemental document production.	0712	L140	1.30	208.00
03/15/10	Review of expert witness disclosures of O'Neil & Associates, prepare motion to exclude A. Monzon and D. Stackhouse from testifying as expert witnesses and perform research in support of same.	1039	L210	3.70	721.50
03/16/10	Finalize document production and prepare mediation documents for B. Wilson review.	0712	L140	3.10	496.00
03/16/10	Continue work on supplemental document production, begin draft settlement agreement, telephone call with opposing counsel regarding mediation dates, Teleconference with opposing counsel and RE Gaum regarding mediation, e-mail regarding mediation and deposition dates, review draft motion to exclude defendants experts, review expert testimony order and rules for O'Neil's proposed late reports, review 30(b)(6) topics and compile materials for mediation.	0774	L120	4.10	1,250.50

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Date	Professional Services Rendered	By Whom	Code	Hours	Amount
03/16/10	Prepare Motion to Exclude Defendant's technical experts A. Monzon and D. Stackhouse under Daubert.	1039	L210	4.90	955.50
03/16/10	Telephone discussion with A. Parker, counsel for O'Neil, and AH Wilcox regarding mediation.	0543	L160	0.20	80.00
03/16/10	Review and revisions to draft motion in limine to preclude expert testimony and e-mail to PG Eckenrode regarding the same.	0543	L430	0.60	240.00
03/17/10	Discussion with PG Eckenrode regarding motion to strike O'Neil's technical expert report and review and revisions to the same.	0543	L430	0.30	120.00
03/17/10	Telephone conference with J. Drass regarding copying of Net Compass software and discussion with AH Wilcox regarding the same.	0543	L330	0.60	240.00
03/17/10	Finalize Motion to Exclude Defendants' technical experts A. Monzon and D. Stackhouse based on Daubert and file same and prepare motion to file exhibits under seal and file same.	1039	L210	6.00	1,170.00
03/17/10	Begin preparation of deposition citations for exhibits to Motion in Limine.	0728	L120	0.30	57.00
03/17/10	Teleconference with PG Eckenrode regarding rule 26 research on late expert reports and draft settlement agreements, identify witnesses for 30(b)(6) topics, e-mail opposing counsel regarding exchange of expert reports, e-mail expert witness for availability for depositions, review expert report received from O'Neil, coordinate deposition dates, and teleconference with Snap-On damages expert.	0774	L120	5.10	1,555.50
03/17/10	Meeting with AH Wilcox regarding binders to prepare for mediation on Monday and attention to printing documents for mediation binder and additional documents for mediation.	0787	L140	1.80	288.00

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Date	Professional Services Rendered	By Whom	Code	Hours	Amount
03/18/10	Attention to printing pleadings and preparing RE Gaum and AH Wilcox binders for mediation.	0787	L140	5.10	816.00
03/18/10	Correspond with client and opposing counsel regarding proposed deposition dates, review correspondence from client regarding mediation & discuss with RE Gaum, review O'Neil insurance policy, review PG Eckenrode's motion to strike, revise and forward to PG Eckenrode, correspond with opposing counsel regarding mediation and depositions, and attention to filing deposition transcripts under seal.	0774	L120	3.40	1,037.00
03/18/10	Finalize Motion to Exclude D. Ferrerer as expert witness due to untimely disclosure of his report, oversee filing of same and finalize Motion for Leave to File Exhibits Under Seal and Proposed Order granting same, oversee filing of same.	1039	L210	5.40	1,053.00
03/18/10	Prepare deposition transcripts for filing with court, draft motion for leave to file transcripts under seal and notice of filing under seal.	0712	L140	2.40	384.00
03/18/10	Conference with AH Wilcox regarding planning for upcoming mediation.	0543	L160	1.40	560.00
03/18/10	Telephone discussion with B. Wilson regarding acting as mediator.	0543	L160	0.20	80.00
03/18/10	Review and revisions to motion to exclude technical expert report and e-mail PG Eckenrode regarding the same and review of O'Neil's technical expert report.	0543	L430	0.50	200.00
03/19/10	Preparation for meeting at Snap-on to discuss entire case and settlement positions with executives and in-house counsel.	0543	L190	3.20	1,280.00
03/19/10	Meeting at Snap-on to discuss entire case and settlement positions with executives and in-house counsel.	0543	L190	3.30	1,320.00

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03/19/10	Review of order from the district court denying requests to file exhibits under seal, e-mail to PG Eckenrode regarding the same and voice message for A. Parker, counsel for O'Neil, regarding the same.	0543	L430	0.50	200.00
03/19/10	Attend to deposition exhibit binders.	0712	L140	1.90	304.00
03/19/10	Prepare for pre-mediation meeting with client, travel to client for meeting, attend meeting with client and RE Gaum regarding mediation, follow-up discussion with RE Gaum, review court order denying motion to file documents under seal and correspond with co-counsel regarding the same and prepare for mediation.	0774	L120	4.70	1,433.50
03/21/10	Review and revise draft settlement agreement.	0774	L120	0.80	244.00
03/22/10	Prepare for mediation and revise settlement agreement, pick client up from airport, attend mediation with RE Gaum and client, return client to airport, and post-mediation follow-up.	0774	L120	8.80	2,684.00
03/22/10	Preparation for upcoming mediation.	0543	L160	4.40	1,760.00
03/22/10	Participate in mediation/settlement conference with O'Neil & Associates.	0543	L160	7.10	2,840.00
03/23/10	Discussion with AH Wilcox regarding preparation for upcoming mediation.	0543	L160	0.40	160.00
03/23/10	Discuss mediation wrap-up with RE Gaum and correspond with client regarding deposition dates.	0774	L110	0.60	183.00
03/23/10	Attend to case calendar and research response to opposing counsel request of expert documents.	0712	L140	1.30	208.00
03/24/10	Attend to discovery issue sand prepare supplemental document production.	0712	L140	2.30	368.00

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03/24/10	Receipt and review of correspondence from opposing counsel regarding supplement document production accordingly, coordinate case plan, correspond with opposing counsel regarding discovery, continue supplementation of document production, schedule depositions, and correspond with client and opposing counsel regarding depositions.	0774	L110	2.50	762.50
03/24/10	Review of letter from M. Schrader, counsel for O'Neil, regarding request for documents relied upon by J. Mordaunt in his expert report on damages.	0543	L340	0.30	120.00
03/25/10	Discussion with AH Wilcox regarding trial preparation planning.	0543	L440	1.80	720.00
03/25/10	Correspond with opposing counsel and client regarding depositions, plan agenda for trial preparation meeting, review e-mail from opposing counsel regarding corporate witness topics, meeting with RE Gaum regarding trial preparation, e-mail client regarding depositions, and coordinate preparations for depositions.	0774	L110	4.20	1,281.00
03/25/10	Attend to deposition exhibits organization for trial preparation.	0712	L140	2.70	432.00
03/26/10	Attend to deposition exhibit index for trial preparation.	0712	L140	1.20	192.00
03/26/10	Prepare for defense of depositions.	0774	L110	1.30	396.50
03/28/10	Correspond with client regarding deposition preparations.	0774	L110	1.30	396.50
03/29/10	Correspond with client and opposing counsel regarding deposition dates and correspond with PG Eckenrode regarding trial preparation.	0774	L110	2.10	640.50
03/29/10	Attend to transcript sites for use in trial.	0712	L140	2.60	416.00

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03/30/10	Attend to documents for AH Wilcox review and attend to document chronology.	0712	L140	4.20	672.00
03/30/10	Review deposition testimony of H. Cobb to identify relevant pages to be potentially introduced as exhibits at trial.	1039	L410	1.20	234.00
03/30/10	Continue supplemental document production and deposition preparations, discuss trial preparation tasks with PG Eckenrode and prepare for deposition preparation meeting.	0774	L110	0.80	244.00
03/31/10	Review deposition testimony of B. Moore and identify relevant portions to potentially use at trial.	1039	L410	1.50	292.50
03/31/10	Review O'Neil's Memorandum in Opposition to Snap-on's Motion to Exclude A. Monzon and D. Stackhouse as expert witnesses and begin preparing reply brief in support of same.	1039	L250	1.00	195.00
03/31/10	Review of O'Neil's opposition to Snap-on's motion in limine to exclude employees from testifying as expert witnesses and preparation of e-mail to PG Eckenrode regarding the same.	0543	L340	0.30	120.00
03/31/10	Attend to chronology and document review for trial preparation.	0712	L140	3.90	624.00

Costs Advanced	Amount
Arbitrators/Mediators	\$ 1,218.75
Overnight Delivery/Messenger Service	24.90
Imaging	1.40
Local Counsel Fees	9,416.25
Lexis	53.00
Meals	39.96

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TOTAL CURRENT COSTS \$ 10,754.26

CURRENT INVOICE DUE \$ 49,518.76

TOTAL BALANCE DUE \$ 49,518.76